# CLASSIFICATION OFFICE DECISION

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| **Title of publication:** | Image963.jpg |
| **Other known title(s):** | Not stated |
| **OFLC ref:** | 1600460.002 |
| **Medium:** | Computer Image File Printout |
| **Publisher:** | Not stated |
| **Country of origin:** | Not stated |
| **Language:** | Not applicable |
| **Applicant:** | Waihi District Court |
| **Classification:** | Objectionable. |
| **Descriptive note:** | None |
| **Display conditions:** | None |
| **Date of entry in Register:** | 27 July 2016 |
| **Date of direction to issue a label:** | No direction to issue a label has been issued |
| **Date of notice of decision:** | No notice of decision has been issued |

**Summary of reasons for decision:**

The computer image file printout promotes and supports the exploitation of children for sexual purposes and is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993. It depicts a man performing a sexual act on a girl and is visual evidence of sexual abuse. It supports the notion that children are legitimate sexual partners for adults and subjects of adult sexual arousal. The classification of the publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention and is a reasonable limitation on the freedom of expression. The classification reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.